

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

SHAFAT KHAN,

Petitioner,

v.

MICHAEL GORDON, et al.,

Respondents.

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CIVIL ACTION

NO. 11-7465

ORDER

AND NOW, this ____ day of September, 2013, upon consideration of Petitioner's Petition for Writ of Habeas Corpus (Doc. 1), and after careful review of the Report and Recommendation of United States Magistrate Judge Lynne A. Sitarski (Doc. 47), and Petitioner's Objections filed thereto (Doc. 48),

IT IS HEREBY ORDERED and DECREED as follows:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. Petitioner's Petition for Writ of Habeas Corpus is **DENIED AND DISMISSED** without an evidentiary hearing; and
3. A certificate of appealability **SHALL NOT** issue.

IT IS FURTHER ORDERED that the Clerk of Court shall mark this case as **CLOSED** for statistical purposes.

BY THE COURT:

/s/ Petrese B. Tucker

Hon. Petrese B. Tucker, C.J.